

#12

PATENT APPLICATION**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of:

FAX RECEIVED

TOGASHI et al.

Art Unit: 2652

MAY 07 2003

Application No.: 09/518,729

Examiner: A. Castro

PETITIONS OFFICE

Filed: March 3, 2000

Attorney Docket No.: 107156-00001

For: DISC CHANGER

REQUEST FOR RECONSIDERATION UNDER 37 C.F.R. 1.181

Attn: Office of Petitions
Commissioner for Patents
BOX DAC
Washington, D. C. 20231

Date: October 3, 2002

Sir:

This is in response to a Decision on Petition to Withdraw Holding of Abandonment dated August 20, 2002 (Paper No. 10). Upon further research, it has been discovered that the Office had been advised as to the change in correspondence address prior to the mailing of the Notice of Allowance. Applicants hereby submit a copy of an e-mail dated May 31, 2001 from the office of the undersigned to the U.S. Patent and Trademark Office which changes the undersigned's address for all of the listed cases. The above-identified application is specifically listed on page 11.

Applicants respectfully submit that the Notice of Allowance was never received by Applicant's Representative even after a change of the undersigned's address had been submitted prior to the issuance of the Notice of Allowance.

In view of the evidence submitted herewith showing that the Notice of Allowance was not received by Applicant's Representative prior to the expiration of the statutory

period for the payment of the Issue Fee and that the Notice of Allowance was not mailed to the proper address of record as of May 31, 2001, it is respectfully submitted that the abandonment of the application is improper. Therefore, it is respectfully requested that the abandonment of the application be withdrawn and a new Notice of Allowance be sent to the undersigned.

In the event that any fees are due with respect to this paper, please charge our Deposit Account No. 01-2300.

Respectfully submitted,
SIGNATURE ON ORIGINAL

George E. Oram, Jr.
Attorney for the Applicant
Registration No. 27,931

Customer No. 004372
AREN'T FOX KINTNER PLOTKIN & KAHN, PLLC
1050 Connecticut Avenue, NW, Suite 400
Washington, D. C. 20036-5339
Tel: (202) 857-6000
Fax: (202) 638-4810
GEO/lw

Enclosures:

E-mail Notification of Change of Name and Address

Drosos, Margaret

From: Drosos, Margaret
Sent: Thursday, May 31, 2001 11:35 AM
To: 'Stacy.Fuller@USPTO.GOV'
Subject: RE: Error Report for Customer Number 04372



04372Cusno.xls

Here it is. I hope I marked it appropriately so that it is clear.

-----Original Message-----

From: Stacy.Fuller@USPTO.GOV [mailto:Stacy.Fuller@USPTO.GOV]
Sent: Wednesday, May 30, 2001 9:35 AM
To: DrososM@RENTFOX.COM
Subject: RE: Error Report for Customer Number 04372

Attached is the original error report. This is a new process for all of us and we'll get it figured out eventually.

Thank you very much for your assistance and you should have access to your files in PAIR by the beginning of next week.

Thanks again,
Stacy

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Please take a look at the attached spreadsheet, which lists the "questionable" applications. Once you have verified whether or not you wish to associate these applications/patents with your customer number, please mark them as such on the attached spreadsheet (i.e., yes/no) and email it back to me, or simply email me the list of applications/patents that you DO NOT wish to be associated with your customer number. Please DO NOT delete any applications from the spreadsheet.

If there are NO changes to be made, you can just email me back to let me know that it is ok to associate all files with your customer number.

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FACSIMILE TRANSMITTAL COVER SHEET

Date/Time: May 7, 2003, 2:27 PM

No. of Pages: 6 FAX RECEIVED
(Including Cover Sheet) **MAY 07 2003**

PLEASE DELIVER TO:

Name:
Kenya McLaughlin
USPTO - Petitions Branch

Fax Number:
703 308-6916

Verify Number:

PETITIONS OFFICE

Attorney Number: 1549 Client-Matter Number: Ser. No. 09/518,729 (107156-00001)

Hard Copy Sent: No

Comments:

As discussed, attached is a copy of the Request for Reconsideration under 37 CFR 1.181 together with a copy of the post card.

THIS FACSIMILE CONTAINS PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE ADDRESSEE(S) NAMED ABOVE. IF YOU ARE NOT THE INTENDED RECIPIENT OF THIS FACSIMILE, OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION OR COPYING OF THIS FACSIMILE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS FACSIMILE IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE AND RETURN THE ORIGINAL FACSIMILE TO US AT THE ADDRESS BELOW VIA THE POSTAL SERVICE. THANK YOU.

Please Call Our Fax Operator As Soon As Possible If Transmission Is Not Complete:
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Arent Fox Kintner Plotkin & Kahn, PLLC
1050 Connecticut Avenue, NW, Washington, D.C. 20036-5339

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